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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.668 OF 2005
IN
WRIT PETITION NO.743 OF 2001

Guzdar Scheme Residential Trust ... Petitioners

Vs.

Brihanmumbai Municipal Corporation
& Ors. ... Respondents

And

Shri Suresh Ganpat Lad & Ors. ... Applicants

Mr. R.Z. Moray for the petitioners.

Mr. Sakhardande i/b Nutan S. Moily for the applicants.

Ms. Aruna Savle for respondent 1.

Mr. Kumbhakoni, Addl. Government Pleader for respondent 2.

Mr. D.A. Dube for respondent 3.

Mr. S.G. Surana for respondent 4.

CORAM: SMT. RANJANA DESAI &
ABHAY S. OKA, JJ.

DATED: 16TH DECEMBER 2005.

P.C.:-

1. Affidavit of Mr. Vijay Devji Wakode, Naib Tahsildar (Enc/Removal) of respondent 2 is taken on record. The State Government will be at liberty to apply for modification of order dated 24/2/2004.

2. Notice of Motion No.668 of 2005 is dismissed as not pressed. For a period of three weeks from today, the

respondents shall not demolish the structures occupied by the applicants in the notice of motion.

3. In view of the dismissal of the notice of motion, it will not be necessary for the State Government to issue fresh notices to the applicants.

(SMT. RANJANA DESAI, J.)

(ABHAY S. OKA, J.)